

OCT 03 2006

PTO/SB/21 (09-04)

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FORM

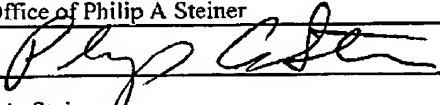
(to be used for all correspondence after initial filing)

	Application Number	10/770,901	
	Filing Date	02/02/2004	
	First Named Inventor	Richard Ferdolage	
	Art Unit	3722	
	Examiner Name	Erica Cadogan	
Total Number of Pages in This Submission	2	Attorney Docket Number	UT02012004

## ENCLOSURES (Check all that apply)

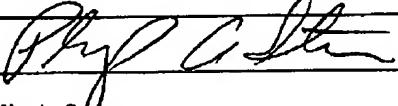
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  <b>Miscellaneous correspondence</b>
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address	
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CID, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CID	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<b>Remarks</b>	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	Response to Examiner's correspondence of 05/24/2006.	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Law Office of Philip A Steiner		
Signature			
Printed name	Philip A. Steiner		
Date	October 3, 2006	Reg. No.	47967

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Richard Ferdolage : Confirmation No.: 1091  
Serial No.: 10/770,901 (USP 7,069,632) : Group Art Unit: 3722  
Filed: 02/02/2004 : Examiner: Ms. Erica Cadugan  
Title: Coaxial and concentric cutting machine and method of use thereof  
Docket No.: UT02012004  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

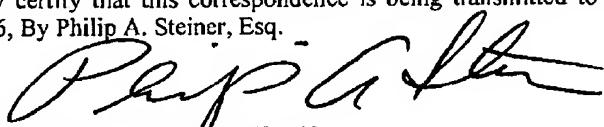
In response to Examiner Cadugan's correspondence dated 05/24/2006, applicant's representative misinterpreted the standardized text regarding the requirements for a response to the mutually agreed to Examiner's amendment of 04/03/2006. Applicant's response of 04/30/2006 was filed in the erroneous belief that a confirming set of claim amendments was requested based on the language of the standardize text. Applicant's amendment of 04/30/2006 was filed without deceptive intent.

Respectfully,



Philip A. Steiner, Esq. Reg. No. 47967

I hereby certify that this correspondence is being transmitted to the USPTO by facsimile on this date of 10/03/06, By Philip A. Steiner, Esq.



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